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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 ROBERT HOLMES, III,

11 Plaintiff,

12 v.

13 INTERNAL REVENUE SERVICE, *et*
al.,

14 Defendants.

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16 Case No. 2:15-cv-01456-LDG (CWH)

17 **ORDER**

18 The plaintiff, Robert Holmes, III, filed this 42 U.S.C. §1983 action alleging, among
19 other things, that the defendants violated his constitutional rights during the foreclosure
20 proceedings on his residential property. As Holmes sought to pursue his claims *in forma*
21 *pauperis*, the court screens the complaint pursuant to 28 U.S.C. §1915(e). The Magistrate
22 issued a Report and Recommendation (ECF No. 5), finding that the plaintiff had failed to
23 state any claim for relief against any defendant, and recommending that the complaint be
24 dismissed without prejudice, with leave to file an amended complaint to the extent that the
25 plaintiff can assert facts that address the defects of his complaint. Holmes did not file any
objections to the Report and Recommendation. Accordingly, for good cause shown,

26 THE COURT **ADOPTS** the Report and Recommendation (ECF No. 5);

1 THE COURT **ORDERS** that plaintiff Robert Holmes, III's complaint is DISMISSED
2 without prejudice for failure to state a claim upon which relief can be granted. Holmes shall
3 have thirty days to file an amended complaint to the extent that he can assert facts that
4 address the defects of the complaint.

5 THE COURT FURTHER **ORDERS** that if Holmes chooses to file an amended
6 complaint, the amended complaint shall be complete in and of itself without reference to
7 the previous complaint, as required by Civil Local Rule 15-1. Holmes shall also title the
8 amended complaint with the words "FIRST AMENDED COMPLAINT," on page one in the
9 caption.

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12 DATED this 10 day of March, 2017.

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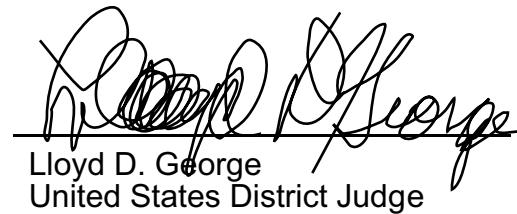
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A handwritten signature in black ink, appearing to read "Lloyd D. George". The signature is somewhat stylized and cursive, with "Lloyd" on the left, "D." in the middle, and "George" on the right.

Lloyd D. George
United States District Judge